



# SARATOGA CITY COUNCIL REGULAR MEETING

JANUARY 17, 2024

## AMENDED AGENDA

- **01/17/2024 ITEM 2.1 SUPPLEMENTAL MATERIAL ADDED**
- **01/17/2024 ITEM 2.1 PRESENTATION SLIDES ADDED**
- **01/17/2024 ITEM 3.1 PRESENTATION SLIDES ADDED**
- **01/17/2024 ITEM 3.1 WRITTEN COMMUNICATIONS ADDED**
- **01/18/2024 ITEM 2.1 APPELLANT PRESENTATION SLIDES UPDATED**
- **01/18/2024 ITEM 3.1 WRITTEN COMMUNICATIONS ADDED**
- **01/18/2024 ITEM 3.1 PRESENTATION SLIDES UPDATED**

## Public Participation Information

In accordance with Saratoga City Council's Remote Public Participation Policy, members of the public may participate in these meetings in person at the locations listed below or via remote attendance (if applicable) using the Zoom information below. In the event remote participation technology is unexpectedly unavailable, the meeting will proceed in person without remote participation.

Members of the public can view and participate in the **5:30 p.m. Commission Interviews** by:

1. Attending the meeting in person at the City Hall Linda Callon Conference Room, located at 13777 Fruitvale Avenue, Saratoga CA 95070; **OR**
2. Accessing the meeting through Zoom
  - Webinar URL: <https://us02web.zoom.us/j/82342704483>
  - Webinar ID 823 4270 4483
  - Call In: 1.408.638.0968 or 1.669.900.6833

Members of the public can view and participate in the **6:00 p.m. Joint Session** by:

1. Attending the meeting in person at the City Hall Linda Callon Conference Room, located at 13777 Fruitvale Avenue, Saratoga CA 95070; **OR**
2. Accessing the meeting through Zoom
  - Webinar URL: <https://us02web.zoom.us/j/88482254658>
  - Webinar ID 884 8225 4658 **OR**
  - Calling 1.408.638.0968 or 1.669.900.6833

Members of the public can view and participate in the **7:00 p.m. Regular Session** by:

1. Attending the meeting in person at Saratoga Civic Theater, Council Chambers located at 13777 Fruitvale Avenue, Saratoga CA 95070; **OR**
2. Accessing the meeting through Zoom
  - Webinar URL: <https://us02web.zoom.us/j/81627041223>
  - Webinar ID: 816 2704 1223
  - Call In: 1.408.638.0968 or 1.669.900.6833; **OR**

3. Viewing the meeting on Saratoga Community Access Television Channel 15 (Comcast Channel 15, AT&T UVerse Channel 99 and calling in following the direction above; **OR**
4. Viewing online at [www.saratoga.ca.us/watch](http://www.saratoga.ca.us/watch) and calling in following the direction above.

**Written Communication**

Comments can be submitted in writing at [www.saratoga.ca.us/comment](http://www.saratoga.ca.us/comment). Written communications will be provided to the members of the City Council and included in the Agenda Packet and/or in supplemental meeting materials.

**Public Comment**

Members of the public may comment on any item for up to three (3) minutes. The amount of time for public comment may be reduced by the Mayor or by action of the City Council.

Oral Communications on Non-Agendized Items will take place at the beginning of the meeting for those attending in person. Oral Communications on Non-Agendized Items will take place at the end of the meeting for those attending via telephone and Zoom.

Public Comment for agendized items will begin with speakers attending in-person followed by those attending via Zoom. Please ensure your comments pertain to the agenda item. Individuals providing comments not relevant to the agenda item will be asked to stay on topic or they will be muted.

**Meeting Recording Information**

In accordance with the Saratoga City Council’s Meeting Recording Policy, City Council Study Sessions, Joint Meetings, Joint Sessions, Commission Interviews, Retreats, meetings with the Planning Commission, and Regular Session Meetings are recorded and made available following the meeting on the City website.

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**5:30 PM COMMISSION INTERVIEW**

**City Hall, Linda Callon Conference Room | 13777 Fruitvale Avenue, Saratoga, CA 95070**

<b>Time</b>	<b>Name</b>	<b>Commission</b>	<b>Vacancies</b>	<b>Incumbent</b>
5:30 p.m.	Mitra Pederson	Parks & Recreation	1 full term	No

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**6:00 PM JOINT SESSION**

**City Hall, Linda Callon Conference Room | 13777 Fruitvale Avenue, Saratoga, CA 95070**

Joint Session with West Valley Mission Community College District Board of Trustees

**Recommended Action:**

Receive updates from West Valley Mission Community College District Board of Trustees

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**7:00 PM REGULAR SESSION**

**Civic Theater, Council Chambers | 13777 Fruitvale Avenue, Saratoga, CA 95070**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**REPORT ON POSTING OF THE AGENDA**

*The agenda for this meeting was properly posted on January 12, 2024.*

## REPORT FROM JOINT SESSION

### ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

*Any member of the public may address the City Council on matters not on the Agenda. The law generally prohibits the City Council from discussing or taking action on such items. However, the Council may instruct staff accordingly.*

### ANNOUNCEMENTS

### CEREMONIAL ITEMS

Appointment of Library and Public Art Commissioners

**Recommended Action:**

Adopt the Resolution appointing Ramya Vasu and Siana Smith to the Library and Public Art Commission and direct the City Clerk to administer the Oaths of Office.

[Staff Report](#)

[Attachment A - Resolution, Library and Public Art Commission Appointments](#)

West Valley Community Services Proclamation

**Recommended Action:**

Present Proclamation to West Valley Community Services

[West Valley Community Services Proclamation](#)

### 1. CONSENT CALENDAR

*The Consent Calendar contains routine items of business. Items in this section will be acted on in one motion, unless removed by the Mayor or a Council Member. Any member of the public may speak on an item on the Consent Calendar at this time, or request that the Mayor remove an item from the Consent Calendar for discussion.*

1.1. City Council Meeting Minutes

**Recommended Action:**

Approve the Minutes for the December 20, 2023, City Council Regular Meeting and the January 9, 2024, City Council Special Meeting.

[Staff Report](#)

[Attachment A - Minutes for the December 20, 2023 City Council Regular Meeting](#)

[Attachment B - Minutes for the January 9, 2024 City Council Special Meeting](#)

1.2. Accounts Payable Check Registers

**Recommended Action:**

Review and accept the 12/14/2023 and 12/21/2023 accounts payable vendor payment check registers.

[Staff Report](#)

[Attachment A - Check Register Reports 12-14-2023](#)

[Attachment B - Check Register Reports 12-21-2023](#)

1.3. Treasurer's Report for the Month Ended November 30, 2023

**Recommended Action:**

Review and accept the Treasurer's Report for the month ended November 30, 2023.

[Staff Report](#)

#### 1.4. 2024 City Council Meeting Schedule

**Recommended Action:**

Approve the 2024 City Council Meeting Schedule and authorize the City Manager, after consultation with the Mayor, to reinstate a cancelled meeting if any urgent items arise.

[Staff Report](#)

[Attachment A - 2024 City Council Meeting Schedule](#)

#### 1.5. Agreement with Bob Murray & Associates to Provide Executive Search Services

**Recommended Action:**

Authorize the City Manager to execute an agreement with Bob Murray & Associates in the amount of \$29,200 for executive search services for the position of City Manager.

[Staff Report](#)

[Attachment A - Agreement between the City of Saratoga and Bob Murray Associates](#)

## 2. PUBLIC HEARINGS

#### 2.1. APCC23-0002 - Appeal of a Design Review application for a new two-story residence located at 19348 Athos Place

**Recommended Action:**

Conduct a public hearing and de novo review of the application and adopt the attached resolution denying appeal APCC23-0002 thereby approving Design Review and Arborist Review applications (PDR22-0016/ARB22-0080) for the construction of a new two-story residence with a detached accessory dwelling unit (ADU) located at 19348 Athos Place and finding the application to be exempt from environmental review under the California Environmental Quality Act (CEQA).

[Staff Report](#)

[Attachment A - Appeal Application](#)

[Attachment B- Resolution to Deny the Appeal](#)

[Attachment C - August 9, 2023 Planning Commission Staff Report \(without project plans\)](#)

[Attachment D - August 9, 2023 Planning Commission Meeting Minutes](#)

[Attachment E - August 9, 2023 Project Plans](#)

[Attachment F - November 8, 2023 Planning Commission Staff Report \(without project plans\)](#)

[Attachment G - November 8, 2023 Planning Commission Resolution of Approval](#)

[Attachment H- Draft November 8, 2023 Planning Commission Meeting Minutes](#)

[Attachment I - Line of Sight Illustration](#)

[Attachment J - Project Plans](#)

[Attachment K - Solar Study](#)

[Supplemental Memo - Supplemental Material \(added 01-17-2024\)](#)

[Staff Presentation Slides \(added 01-17-2024\)](#)

[Appellant Presentation Slides \(updated 01-18-2024\)](#)

#### 2.2. Landscaping & Lighting Assessment District LLA-1 - Public Hearing for Proposition 218 Protest Election for the Annexation of a new Zone 40 (Quito Oaks) and Confirmation of Assessments for FY 24-25

**Recommended Action:**

Conduct the public hearing and following consideration of public comments adopt the Resolution Ordering the Improvements and Confirming the Diagram and Assessments for FY 24-25.

[Staff Report](#)

[Attachment A - Resolution and Report](#)

### **3. GENERAL BUSINESS**

#### 3.1. Housing Element Update & Policies

##### **Recommended Action:**

1. Review the proposed responses to comments from California Department of Housing and Community Development (HCD) on the third Draft Housing Element.
2. Receive public comments.
3. Provide comments and direction to staff on responses and revisions to the Housing Element for resubmittal to HCD.

##### Staff Report

[Attachment A – Summary of HCD Comments and Proposed Responses](#)

[Attachment B – HCD Second Comment Letter, July 27, 2023](#)

[Attachment C - Draft Housing Element](#)

[Supplemental Memo - Written Communications \(added 01-17-2024\)](#)

[Supplemental Memo - Written Communications \(added 01-18-2024\)](#)

[Presentation Slides \(updated 01-18-2024\)](#)

### **COUNCIL ASSIGNMENTS**

[Council Assignments](#)

### **CITY COUNCIL ITEMS**

### **COUNCIL COMMUNICATIONS**

### **CITY MANAGER'S REPORT**

### **ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS**

*Any member of the public may address the City Council on matters not on the Agenda. The law generally prohibits the City Council from discussing or taking action on such items. However, the Council may instruct staff accordingly.*

### **ADJOURNMENT**

### **CERTIFICATE OF POSTING OF THE AGENDA, DISTRIBUTION OF THE AGENDA PACKET, COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT**

I, Britt Avrit, City Clerk for the City of Saratoga, declare that the foregoing agenda for the meeting of the City Council was posted and available for review on January 12, 2024 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at [www.saratoga.ca.us](http://www.saratoga.ca.us).

Signed this 12<sup>th</sup> day of January 2024 at Saratoga, California.

Britt Avrit, MMC, City Clerk

In accordance with the Ralph M. Brown Act, copies of the staff reports and other materials provided to the City Council by City staff in connection with this agenda, copies of materials distributed to the City Council concurrently with the posting of the agenda, and materials distributed to the City Council by staff after the posting of the agenda are available on the City website at [www.saratoga.ca.us](http://www.saratoga.ca.us) and are available for review in the office of the City Clerk at 13777 Fruitvale Avenue, Saratoga, California.

In compliance with the Americans with Disabilities Act and the Governor’s Executive Order, if you need assistance to participate in this meeting, please contact the City Clerk at [bavrit@saratoga.ca.us](mailto:bavrit@saratoga.ca.us) or calling 408.868.1216 as soon as possible before the meeting. The City will use its best efforts to provide reasonable accommodations to provide as much accessibility as possible while also maintaining public safety. [28 CFR 35.102-35.104 ADA title II]